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2 Honorable Judge Franklin D. Burgess
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8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
10 AT TACOMA

11 URIEL P. DUKES, JR., individually)
12 and as Guardian ad Litem for) NO. CO5 5096
13 ARIEL DUKES, LATRELLE DUKES)
14 and URIEL P. DUKES, III; and)
15 MARIA DUKES,) ORDER GRANTING STAY
16 Plaintiffs,)
17 vs.)
18 THE UNITED STATES OF AMERICA,)
19 Defendant.)
20 _____)

21 THIS MATTER having come before the Court upon a Stipulation
22 by the Plaintiffs, by and through their attorney, DAN M. ALBERTSON,
23 and the Defendant, by and through its attorney, PATRICIA D. GUGIN,
24 Assistant United States Attorney, and the Court being duly advised
25 in the premises, and finding good cause to stay the above-entitled
26 action in order to permit the Plaintiffs to comply with the
27 administrative claim provisions of the Federal Tort Claims Act, and

28 ORDER GRANTING STAY - 1

29 Dan M. Albertson
30 Attorney at Law
31 711 Court A, Suite 200
32 Tacoma, Washington 98402
33 (253) 475-2000

1 further to permit the Plaintiffs to file a Complaint following
2 completion of the administrative claim process, now, therefore, it
3 is

4 ORDERED that the above-entitled action is stayed. It is
5 further

6 ORDERED that Plaintiffs are granted leave to file a Complaint
7 following the completion of the administrative claim process
8 pursuant to the Federal Tort Claims Act. It is further

9 ORDERED that upon filing the new Complaint, which shall be a
10 related action to the action sub judice, docket number C05 5096,
11 the two actions shall be consolidated for pretrial purposes and for
12 trial, and a new order regarding discovery and scheduling shall
13 issue.

14 DONE IN OPEN COURT this 13th day of March 2006.

15 
16 FRANKLIN D. BURGESS
17 UNITED STATES DISTRICT JUDGE

18 PRESENTED BY:

19 ALBERTSON LAW OFFICES

20 S/ Dan M. Albertson
21 DAN M. ALBERTSON, WSBA# 10962
22 Attorney for Plaintiffs
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24 Tacoma, WA 98402
25 253-475-2000
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26 ORDER GRANTING STAY - 2

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Approved as to form; Notice of
Presentation Waived:

U.S. DEPARTMENT OF JUSTICE

S/ Patricia D. Gugin

PATRICIA D. GUGIN, PABA #54927

Attorney for Defendant

1201 Pacific Ave., Ste. 700

Tacoma, WA 98402

253-428-3800

E-mail: pat.gugin@usdoj.gov

CERTIFICATE OF SERVICE

The undersigned hereby certifies that he is a person of such age and discretion as to be competent to serve papers;

That on March 13, 2006, he electronically filed the foregoing document, with the Clerk of the Court, using the CM/ECF system, which will send notification of such filing to the following CM/ECF participants:

PATRICIA D. GUGIN
Assistant United States Attorney
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Tacoma, WA 98402-4305
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ALBERTSON LAW OFFICES

S/ Dan M. Albertson

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